

07-05-01

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Attorney's Docket No. 062891.0565

PATENT APPLICATION

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TRANSMITTAL FOR U.S. PATENT APPLICATION
UNDER 37 CFR §1.53(b)

07/02/01
JC984 U.S. PTO

JC979 U.S. PTO
09/898558
07/02/01

Box Patent Application
ASSISTANT COMMISSIONER
OF PATENTS
Washington, D.C. 20231

Attorney's Docket: 062891.0565

Sir:

Transmitted herewith for filing is the original patent application of:

Inventors: Miernik et al.

For: METHOD AND SYSTEM FOR SHARING OVER-ALLOCATED
BANDWIDTH BETWEEN DIFFERENT CLASSES OF SERVICE IN
A WIRELESS NETWORK

Pursuant to 37 C.F.R. § 1.213(a), Applicants respectfully request that the above-identified patent application not be published under 35 U.S.C. § 122(b). Applicants hereby certify that the invention disclosed in the above-identified application has not been and will not be the subject of an application filed in another country, or under a multilateral international agreement, that requires publication at eighteen months after filing.

Enclosed are:

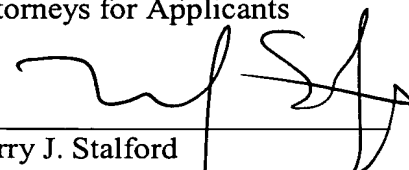
- (1) 22 pages of Specification, Claims and Abstract;
- (2) 7 pages of Executed Declaration and Power of Attorney;
- (3) 5 pages of Formal Drawings;
- (4) 5 pages of an Assignment of the invention to Cisco Technology, Inc.;
- (5) 2 pages of separate cover sheet in compliance with 37 C.F.R. § 3.28 and § 3.31 is included with an Assignment recordal fee of \$40.00 pursuant to 37 C.F.R. § 1.21(h);
- (6) 1 page Certificate of Mailing by Express Mail;
- (7) 2 pages Patent Application Bibliographic Datasheet (PrintEFS Version 1.0.1);
- (8) Nonpublication Request Under 35 U.S.C. § 122(b)(2)(B)(i); and
- (9) This Transmittal Form with attached patent application filing fee in the amount of \$960.00.

FEE CALCULATION					FEE
	Number		Number Extra	Rate	Basic Fee \$710.00
Total Claims	25	20	5	X \$18 =	90.00
Independent Claims	5	3	2	X \$80 =	160.00
TOTAL FILING FEE =					\$960.00

09898558-070201

Enclosed is a check in the amount of \$960.00 for filing fee. Please charge any additional fees or credit any overpayment to Deposit Account No. 02-0384 of Baker Botts L.L.P.

BAKER BOTTS L.L.P.
Attorneys for Applicants


Terry J. Stalford
Registration No 39,522

Date: 7/02/01

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09898558-070201

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of: Miernik et al.
Date Filed: July 2, 2001
Title: METHOD AND SYSTEM FOR SHARING
OVER-ALLOCATED BANDWIDTH BETWEEN
DIFFERENT CLASSES OF SERVICE IN A
WIRELESS NETWORK

BOX PATENT APPLICATION

Honorable Assistant Commissioner
For Patents
Washington, D.C. 20231

Dear Sir:

CERTIFICATE OF MAILING BY EXPRESS MAIL

I hereby certify that the attached Patent Application (22 pages, including Specification, Claims, and Abstract), Declaration and Power of Attorney, 5 sheets of formal Drawings, Fee Transmittal, a check in the amount of \$960.00 to cover the application filing fee, Assignment, Assignment Cover Sheet, a check in the amount of \$40.00 to cover the cost of recording the assignment, Patent Application Bibliographic Datasheet (PrintEFS Version 1.0.1), Nonpublication Request, and this Certificate of Mailing are being deposited with the United States Postal Service "Express Mail Post Office to Addressee" service under 37 C.F.R. § 1.10 on this 2nd day of July, 2001 and is addressed to the Assistant Commissioner for Patents, Washington, D.C. 20231.



Willie Jiles

Express Mail Receipt
No. EL 501021045 US
Attorney's Docket: 062891.0565

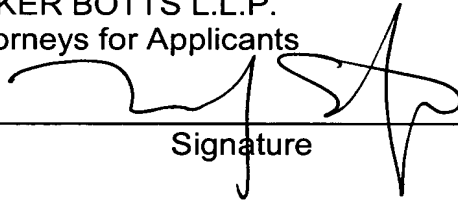
NONPUBLICATION REQUEST UNDER 35 U.S.C. 122(b)(2)(B)(i)		First Named Inventor	Miernik et al.
		Title	Method and System for Sharing Over-Allocated Bandwidth Between Different Classes of Service in a Wireless Network
		Atty Docket Number	062891.0565

I hereby certify that the invention disclosed in the attached application **has not and will not be** the subject of an application filed in another country, or under a multilateral agreement, that requires publication at eighteen months after filing.

I hereby request that the attached application not be published under 35 U.S.C. 122(b).

7/02/01
Date

BAKER BOTTS L.L.P.
Attorneys for Applicants


Signature
Terry J. Stalford
Typed or printed name
Reg No. 39,522

This request must be signed in compliance with 37 CFR 1.33(b) and submitted with the application **upon filing**.

Applicant may rescind this nonpublication request at any time. If applicant rescinds a request that an application not be published under 35 U.S.C. 122(b), the application will be scheduled for publication at eighteen months from the earliest claimed filing date for which a benefit is claimed.

If applicant subsequently files an application directed to the invention disclosed in the attached application in another country, or under a multilateral international agreement, that requires publication of applications eighteen months after filing, the applicant must notify the United States Patent and Trademark Office of such filing within forty-five (45) days after the date of the filing of such foreign or international application. **Failure to do so will result in abandonment of this application (35 U.S.C. 122(b)(2)(B)(iii)).**

Burden Hour Statement: This collection of information is required by 37 CFR 1.213(a). The information is used by the public to request that an application not be published under 35 U.S.C. 122(b) (and the PTO to process that request). Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This form is estimated to take 6 minutes to complete. This time will vary depending upon the needs of the individual case. Any comments on the amount of time you are required to complete this form should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, Washington, DC 20231. **DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Assistant Commissioner for Patents, Washington, DC 20231.**